

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ILLINOIS NATIONAL INSURANCE COMPANY,  
THE INSURANCE COMPANY OF THE STATE OF  
PENNSYLVANIA, and NATIONAL UNION FIRE  
INSURANCE COMPANY OF PITTSBURGH, PA,

Plaintiffs,

v.

TUTOR PERINI CORPORATION,

Defendant,

v.

CERTAIN UNDERWRITERS AT LLOYD'S,  
LONDON,

Third-Party  
Defendant.

CASE NO. 11-CV-00431 (KBF)

**NOTICE OF SUMMARY JUDGMENT MOTION**

PLEASE TAKE NOTICE THAT, upon the Declaration of Joshua W. Gardner, Esq. dated July 28, 2012, and the accompanying Appendix of Exhibits, the Statement of Undisputed Facts pursuant to Local Rule 56.1, and the Memorandum of Law, Plaintiffs Illinois National Insurance Company, The Insurance Company of the State of Pennsylvania, and National Union Fire Insurance Company of Pittsburgh, Pa. will move this Court for an Order, pursuant to Fed. R. Civ. P. 56 to grant their Motion for Summary Judgment in its entirety, as well as for any other relief as this Court deems just and proper.

Respectfully submitted,

ILLINOIS NATIONAL INSURANCE COMPANY, THE  
INSURANCE COMPANY OF THE STATE OF  
PENNSYLVANIA, and NATIONAL UNION FIRE  
INSURANCE COMPANY OF PITTSBURGH, PA,

By its attorney,

Dated: July 28, 2012

/s/ Joshua W. Gardner

Joshua W. Gardner

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